

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**UNITED STATES OF AMERICA** : **Criminal No.** \_\_\_\_\_  
 :  
**v.** : **Date Filed:** \_\_\_\_\_  
 :  
**DANIEL SMITH** : **VIOLATIONS:**  
 :  
 : **21 U.S.C. § 841(a)(1), (b)(1)(A)**  
 : **(possession with intent**  
 : **to distribute cocaine base (“crack”) - 1**  
 : **count)**  
 : **21 U.S.C. § 841(a)(1), (b)(1)(c)**  
 : **possession with intent to distribute**  
 : **cocaine - 1 count)**  
 : **18 U.S.C. § 924(c) (possession of**  
 : **firearm in furtherance of a drug**  
 : **trafficking crime - 1 count)**  
 : **18 U.S.C. §922(g)(1)(possession of a**  
 : **firearm by a convicted felon - 1 count)**  
 : **Notice of forfeiture**

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

On or about April 10, 2003, in Norristown, in the Eastern District of  
Pennsylvania, defendant

**DANIEL SMITH**

knowingly and intentionally possessed with intent to distribute more than 50 grams, that is,  
approximately 149 grams, of a mixture or substance containing a detectable amount of cocaine  
base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), 841(b)(1)(A).

**COUNT TWO**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about April 10, 2003, in Norristown, in the Eastern District of  
Pennsylvania, defendant

**DANIEL SMITH**

knowingly and intentionally possessed with intent to distribute a mixture or substance containing a  
detectable amount of cocaine, a Schedule II controlled substance.

In violation of Title 21, United States Code, Section 841(a)(1), (b)(1)(C).

**COUNT THREE**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about April 10, 2003, in Norristown, in the Eastern District of Pennsylvania,  
defendant

**DANIEL SMITH**

knowingly possessed a firearm, that is, a Lorcin .25 caliber pistol, serial number 254890, in  
furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United  
States, that is, possession with intent to distribute a controlled substance, in violation of Title 21,  
United States Code, Section 841(a)(1).

In violation of Title 18, United States Code, Section 924(c)(1).

**COUNT FOUR**

**THE GRAND JURY FURTHER CHARGES THAT:**

On or about April 10, 2003, in Norristown, in the Eastern District of Pennsylvania,  
defendant

**DANIEL SMITH,**

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is, a Lorcin .25 caliber pistol, serial number 254890, and a Maverick shotgun, serial number MV75737E.

In violation of Title 18, United States Code, Section 922(g)(1).

**NOTICE OF FORFEITURE**

**THE GRAND JURY FURTHER CHARGES THAT:**

As a result of the violations of Title 18, United States Code, Sections 924(c) and 922(g)(1) set forth in this indictment, the defendant

**DANIEL SMITH**

shall forfeit to the United States of America, firearms and ammunition involved in the commission of these offenses, including, but not limited to:

- (1) a Lorcin .25 caliber pistol, serial number 254890; and
- (2) a Maverick shotgun, serial number MV75737E.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

**A TRUE BILL:**

\_\_\_\_\_  
**FOREPERSON**

\_\_\_\_\_  
**PATRICK L. MEEHAN**  
United States Attorney